



PATENT  
Attorney Docket No. MDS-013A  
(6219/19)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANTS: Kaufman et al.  
SERIAL NO.: 09/738,614 GROUP NO.: 1743  
FILING DATE: December 15, 2000 EXAMINER: Not yet assigned  
TITLE: Methods of Monitoring Effects of Chemical Agents on A Sample

**RESPONSE TO NOTICE TO FILE MISSING PARTS**

Assistant Commissioner for Patents  
Washington, D.C. 20231  
Attention: Box Missing Parts

Sir:

In response to the Notice to File Missing Parts mailed March 19, 2001, enclosed is an executed Declaration and Power of Attorney and Formal Drawings (23 sheets of drawings). A check in the amount of \$65.00 is enclosed for payment of the surcharge for a small entity in compliance with 37 C.F.R. 1.27.

Due to a computational error, Applicants originally paid for 31 total claims, including 4 independent claims and 2 multiple dependent claims. However, Applicants overlooked one dependent claim in the claim count, as the correct counts are 32 total claims, 4 independent claims and 2 multiple dependent claims. Accordingly, Applicants believe that an additional fee of \$9.00 (as a small entity) is due for the dependent claim not paid for heretofore.

Please charge Deposit Account No. 20-0531 for the additional fee that is due in this matter.

Respectfully submitted,

  
\_\_\_\_\_  
Joseph B. Milstein

Attorney/Agent for Applicants  
Testa, Hurwitz, & Thibeault  
High Street Tower  
125 High Street  
Boston, Massachusetts 02110

Date: April 11, 2001  
Reg. No. 42,897

Tel. No. (617) 248-7695  
Fax: (617) 248-7100

MILSTEIN\6219\19.2069516\_1



H-14  
S Sector #3

PATENT  
Attorney Docket No. MDS-013A  
(6219/19)

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SERIAL NO.: 09/738,614 GROUP NO.: 1743  
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**CERTIFICATE OF FIRST CLASS MAILING UNDER 37 C.F.R. 1.8**

I hereby certify that this correspondence, and any documents referred to as enclosed herein, are being deposited with the United States Postal Service as first class mail, postage prepaid, in an envelope addressed to Box Missing Parts, Assistant Commissioner for Patents, Washington, DC 20231 on this 11th day of April, 2001.

Sharon Shaw

Box Missing Parts  
Assistant Commissioner for Patents  
Washington, D.C. 20231

Sir:

Submitted herewith are:

- (1) Transmittal Form (1 page);
- (2) Fee Transmittal (2 copies of 1 page each);
- (3) Check in the amount of \$65.00;
- (4) Executed Declaration and Power of Attorney (4 pages);
- (5) Response to Notice to File Missing Parts (1 page);
- (6) Copy of Notice to File Missing Parts of Application (1 page);
- (7) Transmittal of Formal Drawings (including 23 formal drawings); and
- (8) a return receipt postcard.

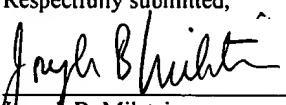


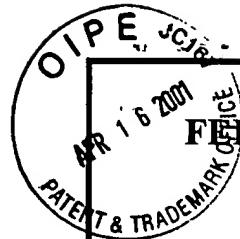
# TRANSMITTAL FORM

Application Serial Number	09/738,614
Filing Date	December 15, 2000
First Named Inventor	Kaufman et al
Group Art Unit	1743
Examiner Name	Not Yet Assigned
Attorney Docket No.	MDS-013A
BATCH NO. (after allowance)	Not applicable
Patent No.	Not applicable
Issue Date	Not applicable

**ENCLOSURES (check all that apply)**

<input checked="" type="checkbox"/> Fee Transmittal Form <input checked="" type="checkbox"/> Check Attached <input checked="" type="checkbox"/> Copy of Fee Transmittal Form	<input checked="" type="checkbox"/> Copy of Notice to File Missing Parts of Application (PTO-1553) <input checked="" type="checkbox"/> Formal Drawing(s) (23 sheets of drawings) <input type="checkbox"/> Request For Continued Examination (RCE) Transmittal <input type="checkbox"/> Power of Attorney (Revocation of Prior Powers) <input type="checkbox"/> Terminal Disclaimer <input checked="" type="checkbox"/> Executed Declaration and Power of Attorney for Utility or Design Patent Application <input type="checkbox"/> Small Entity Statement <input type="checkbox"/> CD(s) for large table or computer program <input type="checkbox"/> Amendment After Allowance <input type="checkbox"/> Request for Certificate of Correction <input type="checkbox"/> Certificate of Correction (in duplicate)	<input type="checkbox"/> Notice of Appeal to Board of Patent Appeals and Interferences <input type="checkbox"/> Appeal Brief (in triplicate) <input type="checkbox"/> Status Inquiry <input checked="" type="checkbox"/> Return Receipt Postcard <input checked="" type="checkbox"/> Certificate of First Class Mailing under 37 C.F.R. 1.8 <input type="checkbox"/> Certificate of Facsimile Transmission under 37 C.F.R. 1.8 <input checked="" type="checkbox"/> Additional Enclosure(s) (please identify below) <input checked="" type="checkbox"/> Response to Notice to File Missing Parts (1 Page) <input checked="" type="checkbox"/> Transmittal of Formal Drawings (1 Page)
<input type="checkbox"/> Amendment/Response <input type="checkbox"/> Preliminary <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Letter to Official Draftsperson including Drawings [Total Sheets ____]		
<input type="checkbox"/> Petition for Extension of Time		
<input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Form PTO-1449 <input type="checkbox"/> Copies of IDS Citations		
<input type="checkbox"/> Certified Copy of Priority Document(s)		
<input type="checkbox"/> Sequence Listing submission <input type="checkbox"/> Paper Copy/CD <input type="checkbox"/> Computer Readable Copy <input type="checkbox"/> Statement verifying identity of above		

CORRESPONDENCE ADDRESS	SIGNATURE BLOCK
Direct all correspondence to: Patent Administrator Testa, Hurwitz & Thibeault, LLP High Street Tower 125 High Street Boston, MA 02110 Tel. No.: (617) 248-7000 Fax No.: (617) 248-7100	Respectfully submitted,  Joseph B. Milstein Atty/Agent for Applicant(s) Testa, Hurwitz & Thibeault, LLP High Street Tower 125 High Street Boston, MA 02110



**FEE TRANSMITTAL  
FY 2001**

		<i>Complete if Known</i>	
Application Serial Number	09/738,614		
Filing Date	December 15, 2000		
First Named Inventor	Kaufman et al.		
Group Art Unit	1743		
Examiner Name	Not Yet Assigned		
Attorney Docket No.	MDS-013A (6219/19)		

<b>METHOD OF PAYMENT</b>		<b>FEE CALCULATION (continued)</b>		
1. <input checked="" type="checkbox"/> Payment Enclosed: <input checked="" type="checkbox"/> Check <input type="checkbox"/> Money Order <input type="checkbox"/> Other		3. ADDITIONAL FEES		
2. <input checked="" type="checkbox"/> The Commissioner is hereby authorized to credit or charge any fee indicated below for this submission to Deposit Account No. 20-0531. <input checked="" type="checkbox"/> Required Fees (copy of this sheet enclosed). <input checked="" type="checkbox"/> Additional fee required under 37 CFR 1.16 and 1.17. <input checked="" type="checkbox"/> Overpayment Credit.		Large Entity Fee (\$)	Small Entity Fee (\$)	Fee Description
3. <input checked="" type="checkbox"/> Applicant claims small entity status.		2,520	2,520	For filing a request for reexamination
<b>Fee Calculation</b>				
1. FILING FEE				
Large Entity				
Fee (\$)	Fee Description	Fee Paid		
710	Utility filing fee			
320	Design filing fee			
150	Provisional filing fee			
Number Filed	Number Extra	Rate	Amount	
Total Claims	- =	x \$ 18.00 =	0.00	
Independent Claims	- =	x \$ 80.00 =		
<input type="checkbox"/> Multiple Dependent Claim(s), if any		\$270.00 =		
		TOTAL: 0.00		
		SMALL ENTITY DISCOUNT: 0.00		
		SUBTOTAL (1) (\$)	0.00	
2. AMENDMENT CLAIM FEES				
Claims Remaining After Amend.	Highest No. Previously Paid For	Present Extra	Rate	Fee Paid
Total	- =	x \$ 18.00 =		
Indep.	- =	x \$ 80.00 =		
<input type="checkbox"/> First Presentation of Multiple Dep. Claim		+ \$270.00 =		
		TOTAL: (\$)		
		SMALL ENTITY DISCOUNT: (\$)		
		SUBTOTAL (2) (\$)		
SUBTOTAL (3) (\$ 72.00)				
SUBTOTAL (1) 0.00 SUBTOTAL (2) 0.00 SUBTOTAL (3) 72.00				
TOTAL (\$ 72.00)				
<b>CORRESPONDENCE ADDRESS</b>		<b>SIGNATURE BLOCK</b>		
Direct all correspondence to:		<p>Respectfully submitted,              Joseph B. Milstein            Attorney for the Applicants            Testa, Hurwitz &amp; Thibeault, LLP            High Street Tower-125 High Street            Boston, MA 02110            Tel. No.: (617) 248-7000            Fax No.: (617) 248-7100</p>		



# UNITED STATES PATENT AND TRADEMARK OFFICE

#3  
COMMISSIONER FOR PATENTS  
UNITED STATES PATENT AND TRADEMARK OFFICE  
WASHINGTON, D.C. 20231  
[www.uspto.gov](http://www.uspto.gov)

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
09/738,614	12/15/2000	Howard Kaufman	MDS-013A

**CONFIRMATION NO. 2193**

021323  
**TESTA, HURWITZ & THIBEAULT, LLP**  
 HIGH STREET TOWER  
 125 HIGH STREET  
 BOSTON, MA 02110

**FORMALITIES LETTER**



\*OC000000005877504\*

Date Mailed: 03/19/2001

## **NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION**

**FILED UNDER 37 CFR 1.53(b)**

***Filing Date Granted***

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given TWO MONTHS from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is missing.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$65 for a small entity in compliance with 37 CFR 1.27, must be submitted with the missing items identified in this letter.
- **The balance due by applicant is \$ 65.**

Adjustment date: 07/05/2002 MTEKLEM  
 04/17/2001 JADDO1 00000040 200531 09738614  
 02 FC:203 9.00 CR

*A copy of this notice **MUST** be returned with the reply.*

*[Signature]*  
 Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE

04/17/2001 JADDO1 00000040 200531 09738614

01 FC:205 65.00 OP

02 FC:203 9.00 CH



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**TITLE:** Methods of Monitoring Effects of Chemical Agents on a Sample

**Assistant Commissioner for Patents  
Washington, D.C. 20231**

## **TRANSMITTAL OF FORMAL DRAWINGS**

Sir:

Attached please find the formal drawings for this application - Number of Sheets - 23

Date: April 11, 2001  
Reg. No. 42,897

Tel. No.: (617) 248-7695  
Fax No.: (617) 248-7100

Respectfully submitted,

Joseph B. Milstein

✓ Attorney/Agent for Applicants  
TESTA, HURWITZ & THIBEAULT, LLP  
High Street Tower  
125 High Street  
Boston, MA 02110

VER 9/00

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